

**IN THE UNITED STATES DISTRICT COURT FOR THE
SOUTHERN DISTRICT OF TEXAS
CORPUS CHRISTI DIVISION**

MARC VEASEY, JANE HAMILTON,)
SERGIO DELEON, FLOYD J. CARRIER,)
ANNA BURNS, MICHAEL MONTEZ,)
PENNY POPE, OSCAR ORTIZ, KOBY)
OZIAS, JOHN MELLOR-CRUMLEY, PEGGY)
HERMAN, EVELYN BRICKNER, GORDON)
BENJAMIN, KEN GANDY, LEAGUE OF)
UNITED LATIN AMERICAN CITIZENS)
(LULAC), AND DALLAS COUNTY, TEXAS,)

Plaintiffs,

V.

RICK PERRY, Governor of Texas; and JOHN STEEN, Texas Secretary of State,

Defendants.

UNITED STATES OF AMERICA,

Plaintiffs,

TEXAS LEAGUE OF YOUNG VOTERS
EDUCATION FUND, IMANI CLARK,
AURICA WASHINGTON, CRYSTAL
OWENS, AND MICHELLE BESSIAKE,

Plaintiff-Intervenors,

TEXAS ASSOCIATION OF HISPANIC
COUNTY JUDGES AND COUNTY
COMMISSIONERS, HIDALGO COUNTY,
AND MARIA LONGORIA BENAVIDES.

Plaintiff-Intervenors,

V.

STATE OF TEXAS, JOHN STEEN, in his official capacity as Texas Secretary of State; and STEVE McCRAW, in his official capacity as Director of the Texas Department of Public Safety,

Defendants.

CIVIL ACTION NO.

2:13-CV-193 (NGR)

[Lead case]

CIVIL ACTION NO.

2:13-CV-263 (NGR)

[Consolidated case]

The Court ordered the Defendants to “to provide the documents to the Plaintiffs marked under seal, highly confidential within 7 days.” Miscellaneous Hearing Minute Entry (Apr. 1, 2014). The Defendants file this Notice pursuant to counsel for the Defendants’ suggestion and the Court’s ageement in the Tuesday,

April 1, 2014 hearing that, in the event a possible problem with complying with the Court's deadline of seven days arose, counsel for the Defendants would notify the Court. Tr. at 63-64 (Apr. 1, 2014). During that hearing, counsel for the United States represented that the Electronically Stored Information ("ESI") agreements in *Texas v. Holder* and in this case are nearly identical. *Id.* at 63. However, the differences between the two ESI agreements present a few possible problems. *See* Ex. 1 (comparison of the two ESI agreements and issues with the differences). Nevertheless, the Defendants are working diligently to prepare the information ordered to be turned over for production pursuant to the Court's deadline.

The Defendants have experienced technical difficulties with production (under longer turnaround deadlines) throughout this case. And, while not anticipating any specific technical problems with the instant production Order from the Court, the Defendants do want to make the Court aware of that possibility.

Dated: April 2, 2014

Respectfully submitted,

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/s/ John B. Scott
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COUNSEL FOR THE STATE OF TEXAS,
RICK PERRY, JOHN STEEN, and STEVE
MCCRAW

CERTIFICATE OF SERVICE

I hereby certify that on April 2, 2014, I served a true and correct copy of the foregoing document via the Court's ECF system to all counsel of record.

/s/ John B. Scott
JOHN B. SCOTT